

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

SPECTRUM WT,

Plaintiff,

v.

WALTER WENDLER,

Defendant.

Case No.: 2:23-cv-00048-Z

Hon. Matthew J. Kacsmaryk

PLAINTIFF'S EXHIBIT LIST

Plaintiff SPECTRUM WT submits the following Exhibit List in accordance with the Federal Rules of Civil Procedure and the Court's Second Amended Scheduling Order (ECF No. 126 at ¶ 28).

I. Exhibits Plaintiff expects to offer at trial.

EX. NO.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 1	Wendler Depo. Ex. 3 – Email 3-20-23 from President Wendler to Students, Faculty, and Staff (W_000085 – 000087).			No
PL 2	Wendler Depo. Ex. 4 – Email 3-18-24 from President Wendler to Students, Faculty, and Staff (W_000088).			No
PL 3	Wendler Depo. Ex. 5 – Talking Points 4-26-23 Fox News Lubbock Radio 95.9 FM (DEF_028052 – 028054) (<i>See</i> p. 4 [DEF_028055]).			No
PL 4	Wendler Depo. Ex. 12 – A Fool's Drag Race Advertisement (DEF_000098).			No
PL 5	Wendler Depo. Ex. 16 – WTAMU Student Event Calendar for Friday the 13th film, 9-13-24 (SPECTRUM 0002865).			No

EX. NO.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 6	Wendler Depo. Ex. 17 – West Texas A&M University Expressive Activity on Campus Policy 08.99.99.W1 Revised 6-25-24 (DEF_000450 – 000455) (<i>See</i> p. 1 at Rule Summary; p. 1 at § 1.1; p. 2 at § 1.3 & 1.1.1; p.2 at fn.1; p. 4 (definitions of “Benefit,” “Campus,” “Expressive Activity,” “Illegal Harassment”).			No
PL 7	Wendler Depo. Ex. 18 – Texas A&M University System Civil Rights Compliance Policy 08.01.01 (DEF_000235 – 000263) (<i>See</i> pages 4–6 [definitions of “Objectively offensive,” “Offensive,” “Persistent,” “Pervasive,” “Severe,” and “Sexual harassment”] [DEF_000238–000240]; p. 11–12 at §§ 4.1.1 [DEF_000245–000246]; p. 14 at §§ 4.2.5, 4.2.6 [DEF_000249], 17–22 at §§ 4.2.10(b)–(c), (h)–(p) [DEF_000251–000256]).			No
PL 8	Wendler Depo. Ex. 19 – West Texas A&M University Expressive Activity on Campus Policy 08.99.99.W1 Revised 7-28-25 (redline) (<i>See</i> p. 1 at Rule Summary; p. 2 at §§ 1.1, 1.3, 1.3.1; pp. 4–5 at §§ 2, 2.1, 3, 3.1, 3.2; p. 5 at § 3.4.5, pp. 8–9 [definitions of “Benefit,” “Campus,” “Designated public forums,” “Expressive Activity,” “Illegal Harassment”]).			No
PL 9	Wendler Depo. Ex. 20 – Texas A&M University System Expressive Activity on Campus Policy 08.02.01 Approved 11-13-25. (<i>See</i> pp. 1–3 [definitions of “Benefit,” “Campus,” “Designated public forums,” “Expressive activity,” “Unlawful harassment”]; p. 3 at §§ 1.1, 1.4).			No
PL 10	Wendler Depo. Ex. 21 – Defendant Wendler’s Second Amended Responses and Objections to Plaintiff’s First Set of Interrogatories (<i>See</i> Responses to Interrogatory Nos. 3 [at p. 4], 14 [at pp. 24–28]).			No

Ex. No.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 11	Wendler Depo. Ex. 23 – WT Spectrum Official Statement 3-21-23 (<i>See</i> pp. 1–2).			No
PL 12	Wendler Depo. Ex. 29 – Wendler’s research on drag (W_000090 – 000162) (<i>See, e.g.,</i> pp. W_000129).			No
PL 13	Chandler Depo. Ex. 39 – Email Chain 2-16-23 with Chip Chandler and Colette Ransom (SPECTRUM 0000792 – 0000793).			No
PL 14	Chandler Depo. Ex. 42 – Email Chain 2-21-23 Through 3-9-23.			No
PL 15	Chandler Depo. Ex. 44 – WT Newsroom Article Double-Cast, Self-Aware Musical to Close Season for WT Theater (SPECTRUM 0000368 – 0000370).			No
PL 16	Chandler Depo. Ex. 45 – WT Newsroom Article WT Theater to Bring Classic, Modern Touches to Shakespeare’s As You Like It (SPECTRUM 0000417 – 0000418).			No
PL 17	Chandler Depo. Ex. 46 – WT Newsroom Article WT Theater Hopes for Big Laughs with “Forum” Musical (SPECTRUM 0003369 – 0003370).			No
PL 18	Chandler Depo. Ex. 47 – WT Newsroom Article “Outside the Box” Bodies to be Focus of New WT Art Exhibition (SPECTRUM 0003858 – 0003859).			No
PL 19	Fouts Depo. Ex. 52 – Texas A&M University System Expressive Activity on Campus Policy 08.02: Approved 11-13-25 (<i>See</i> Policy No. 1 at p. 1).			No
PL 20	Fouts Depo. Ex. 54 – West Texas A&M University Expressive Activity on Campus Policy 08.99.99.W1 Revised 7-28-25 [Marked Defendants’ Exhibit 4 from September 10, 2025 status conference] (<i>See</i> p. 1 [Rule Summary]; p. 2 at §§ 1.1, 1.3, 1.3.1; p.3 at fn.1; pp. 4–5 at §§ 2, 2.1, 3, 3.1, 3.2; p. 6 at § 3.4.5; pp. 8–9 [definitions of “Benefit,” “Campus,” “Designated public forums,” “Expressive Activity,” “Illegal Harassment”]).			No

EX. NO.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 21	Fouts Depo. Ex. 55 – Events Listing for Various Years (<i>See</i> pp. 1, 7).			No
PL 22	Fouts Depo. Ex. 56 – Facility Use Request Procedure Policy 24.01.01.WO.01 Revised 3-1-17 (DEF_000412 – 000413)			No
PL 23	Fouts Depo. Ex. 58 – West Texas A&M Mission Statement (SPECTRUM 0003824 – 0003826) (<i>See</i> p. 1 [“Mission Statement” and “History of the JBK”]).			No
PL 24	Fouts Depo. Ex. 59 – West Texas A&M Venues at WTAMU (SPECTRUM 0003827 – 0003830) (<i>See</i> p. 1 [“Event Venues at WTAMU”] & p. 2 [“Jack B. Kelley Student Center- Legacy Hall”]).			No
PL 25	Fouts Depo. Ex. 64 – Video of University Sing (produced at SPECTRUM0003004) [Flash drive]			No
PL 26	Fouts Depo. Ex. 65 – First Amended Verified Complaint for Civil Rights Violations (<i>See, e.g.,</i> ¶¶ 10–11, 32, 40–41).			No
PL 27	Fouts Depo. Ex. 66 – Defendant’s Answer to Plaintiffs’ Amended Complaint (<i>See, e.g.,</i> ¶¶ 10–11, 32, 40–41).			No
PL 28	Fouts Depo. Ex. 71 – Video of Jingle Mingle (produced at SPECTRUM0002282) [Flash drive]			No
PL 29	Fouts Depo. Ex. 77 – A Fool’s Drag Show Reservation Comments (SPECTRUM 0000762 – 0000770)			No
PL 30	Fouts Depo. Ex. 78 – WTAMU Risk Management and Insurance Matrix Form for A Fool’s Drag Race (SPECTRUM 0000776 – 0000777)			No
PL 31	Fouts Depo. Ex. 82 – Email Chain 2-13-23 through 2-16-23 with Shawn Fouts and Kris Drumheller (SPECTRUM 0000786 – 0000791)			No
PL 32	Fouts Depo. Ex. 83 – Briefing with Dr. Thomas and Chance Haugen 2-21-23 (<i>See</i> pp. 7–8).			No

EX. NO.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 33	Fouts Depo. Ex. 89 – WTAMU Risk Management and Insurance Matrix Form for Don't Be a Drag Drag Show (DEF_000049 – 000050)			No
PL 34	Fouts Depo. Ex. 92 – Don't Be a Drag Drag Show Flier (DEF_000096)			No
PL 35	Fouts Depo. Ex. 93 – Outlook Post 3-12-24 Confirm Final Details for Reservation Scheduled 3-22-24 (SPECTRUM 0002436 – 0002437)			No
PL 36	Thomas Depo. Ex. 97 – Dear Colleague Letter 7-28-03			No
PL 37	Thomas Depo. Ex. 98 – WTAMU Student Handbook 2025-2026 (DEF_000328 – 000411) (<i>See</i> pp. 45–46 [DEF_000372–000373] at §§ 2.18.B, 2.18.E).			No
PL 38	Thomas Depo. Ex. 100 – Civil Rights Protections and Compliance Policy 08.01 Revised 11-13-25 (DEF_181891 – 181894)			No
PL 39	Stovall Depo. Ex. 7 – Wtamuspectrum Instagram Screenshot [SPECTRUM 834]			No
PL 40	2026 Drag Show Application			No
PL 41	2026 Drag Show Risk Assessment Submission			No
PL 42	KAMR, Walter Wendler Full Interview (Apr. 27, 2023, at 16:28 CT) [SPECTRUM0002019] [Flash drive] (<i>See</i> 25:11–26:36).			No
PL 43	WTAMU Rule 08.01.01.W1 (“Civil Rights Compliance”) (<i>See</i> p. 2 at § 2.5; pp. 3–10 at §§ 4.2, 4.2.2, 4.2.3, 4.2.6, 4.2.7(b)–(c), (i)–(k), (m)–(p), (x)–(xi)).			No

II. Exhibits Plaintiff may offer if the need arises.

EX. NO.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 44	Wendler Depo. Ex. 22 – The Heart and Soul of the Texas Panhandle Minority Points of View 11-17-14.			No

EX. No.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 45	Wendler Depo. Ex. 25 – The Heart and Soul of the Texas Panhandle Ists, Isms, and Free Will 6-12-22 (W_000163 – 000167) (<i>See pp. 2–3</i>).			No
PL 46	Wendler Depo. Ex. 26 – Jingle Mingle Instagram Post 11-9-23 (SPECTRUM 0002280)			No
PL 47	Wendler Depo. Ex. 31 – Presidential Actions Defending Women From Gender Ideology Extremism and Restoring Biological Truth to the Federal Government (SPECTRUM 0003012 – 0003015)			No
PL 48	Chandler Depo. Ex. 37 – Email Chain 9-14-22 with Barrett Bright, Chip Chandler, Echo Sibley (SPECTRUM 0000545 – 0000546)			No
PL 49	Chandler Depo. Ex. 38 – A Fool’s Drag Race Meeting January 26 (SPECTRUM 0000753 – 0000754)			No
PL 50	Chandler Depo. Ex. 40 – Email 2-27-23 from Chip Chandler to Barrett Bright (SPECTRUM 0000822)			No
PL 51	Fouts Depo. Ex. 61 – 25 Live Screenshots (SPECTRUM 0003909 – 0003914) (<i>See pp. 3–5</i>).			No
PL 52	Fouts Depo. Ex. 62 – Jack B. Kelly Student Center Procedures and Guidelines Revised 3-5-25			No
PL 53	Fouts Depo. Ex. 63 – WT Campus Organizations Handbook (DEF_000109 – 000130)			No
PL 54	Fouts Depo. Ex. 72 – WT Get Involved Instagram Post for Gabriel Holmes “Get Hypnotized” Event (SPECTRUM 0002365)			No
PL 55	Fouts Depo. Ex. 73 – WT Get Involved Instagram Post for “Battle of the Buffs” Talent Show (SPECTRUM 0002663)			No
PL 56	Fouts Depo. Ex. 75 – Email Chain 3-21-24 through 3-27-24 With Chari Hill, Shawn Fouts, and Chris Thomas			No

EX. No.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 57	Fouts Depo. Ex. 88 – Email Chain 3-17-23 through 3-20-23 with Shawn Fouts, Barrett Bright, Andrew Mangum (SPECTRUM 0000983 – 0000988)			No
PL 58	Fouts Depo. Ex. 91 – Outlook Post 3-8-24 Re: Please Proof Drag Show			No
PL 59	Thomas Depo. Ex. 103 – WTAMU PUP Frequently Asked Questions			No
PL 60	Thomas Depo. Ex. 104 – Pre-University Program Agreement for Independent School Districts on Dual/Concurrent Enrollment Courses (DEF_000858 – 000860)			No
PL 61	Thomas Depo. Ex. 105 – Pre-University Program Student Approval Form (DEF_017571 – 017573)			No
PL 62	Thomas Depo. Ex. 106 – PUP Enrollment Count by Semester (DEF_181906)			No
PL 63	Bright Depo. Ex. 12 – WTAMU Spectrum Instagram screenshot: Help Fund Spectrum WT's Drag Show [SPECTRUM 0001443– 0001446]			No
PL 64	List of Events [DEF_083069.xlsx] (See p. 5).			No
PL 65	Bright Depo. Ex. 1 – The Constitution of Spectrum WT [SPECTRUM 0002220– 0002226]			No
PL 66	Chip Chandler text messages, March 25, 2023 to April 1, 2023 (SPECTRUM0001458)			No
PL 67	GoFundMe Pricing (SPECTRUM0003948– 0003950)			No
PL 68	Off Duty Management Receipt, March 28, 2023 (SPECTRUM0001511)			No
PL 69	Off Duty Management Receipt, March 29, 2023 (SPECTRUM0001560)			No
PL 70	Amarillo Parks and Rec Receipt, March 29, 2023 (SPECTRUM 0001561–0001562)			No
PL 71	Trevor Project Donation Receipt (SPECTRUM 0002360)			No

EX. No.	DESCRIPTION (INCL. BATES NUMBER IF APPLICABLE)	DATE OFFERED	ADMITTED	OBJECTED
PL 72	Texas A&M Univ. Sys. Ofc. of the Bd. of Regents Adoption of a Resolution Regarding Certain Public Events on the Campuses of Universities in the Texas A&M University System (SPECTRUM0004821–0004822)			No
PL 73	S.B. 12 (88th Leg. Session) (SPECTRUM0004798–0004800)			No
PL 74	S.B. 12 (8th Leg. Session) (SPECTRUM0004825–0004840)			No
PL 75	Exec. Order No. 14190, “Ending Radical Indoctrination in K-12 Schooling,” 90 Fed. Reg. 8853 (Feb. 3, 2025) (SPECTRUM0003026–0003031)			No
PL 76	Letter from Governor Abbott to University Systems rejecting Biden Title IX regulations (May 8, 2024) (DEF_000855)			No
PL 77	Letter from Governor Abbott to State Agencies concerning “Gender Ideology” Executive Order (Jan. 30, 2025) (DEF_000854)			No
PL 78	GoFundMe Screenshot (SPECTRUM0001460–0001463) (<i>See p. 1</i>)			No

Plaintiff may also offer other documents at trial as impeachment evidence.

III. Defendant’s objections to Plaintiff’s exhibits.

Plaintiff provided Defendant’s counsel with a draft of this list on January 5, 2026. In a virtual meeting on January 7, 2026, Defendant’s counsel indicated Defendant will not object to the listed exhibits.

Dated: January 7, 2026

Respectfully submitted,

/s/ JT Morris
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**FED. R. CIV. P. 37(a)(1) CERTIFICATION
AND CERTIFICATE OF CONFERENCE**

I certify that on January 5, 2026, and January 7, 2026, Plaintiff's counsel conferred with Defendant's counsel and that Defendant's counsel indicated that Defendant will not object to the listed exhibits.

/s/ JT Morris
JT Morris
FOUNDATION FOR INDIVIDUAL
RIGHTS AND EXPRESSION

CERTIFICATE OF SERVICE

I hereby certify that on January 7, 2026, a true and correct copy of the foregoing document was transmitted via the CM/ECF system, which automatically sends notice and a copy of the filing to all counsel of record.

/s/ JT Morris
JT Morris
FOUNDATION FOR INDIVIDUAL
RIGHTS AND EXPRESSION